

RECEIVED
CENTRAL FAX CENTER
APR 17 2006

FAX TRANSMISSION

DATE: April 17, 2006

PTO IDENTIFIER: Application Number 10/644,617-Conf. #5983

Patent Number

Inventor: Walter Rittendorf et al.

MESSAGE TO: US Patent and Trademark Office and Examiner R. Gitomer

FAX NUMBER: (571) 273-8300 and (571) 273-0916

FROM: FULBRIGHT & JAWORSKI L.L.P.

Norman D. Hanson

PHONE: (212) 318-3168

Attorney Dkt. #: NY-BOER 778.4-REI (09908693)

PAGES (Including Cover Sheet): 6

CONTENTS:

First Preliminary Amendment (2 pages)

Certificate of Transmission (1 page)

Second Supp. Reissue Declaration (2 pages)

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (212) 318-3168 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

FULBRIGHT & JAWORSKI L.L.P.
666 Fifth Avenue, New York, New York 10103
Telephone: (212) 318-3000 Facsimile: (212) 318-3400

**RECEIVED
CENTRAL FAX CENTER****APR 17 2006**Docket No.: NY-BOER 778.4-REI
(PATENT)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to the Patent and Trademark Office, facsimile no. (571) 273-8300 AND to Examiner R. GITOMER, facsimile no. (571) 273-0916, on the date shown below.

Dated: April 17, 2006

Signature: Fani Malikouzakis
(Fani Malikouzakis)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:
Walter Rittendorf et al.

Reissue of U.S. Patent No. 6,171,849

Date of Patent: January 9, 2001

Application No.: 10/644,617

Confirmation No.: 5983

Filed: August 20, 2003

Art Unit: 1655

For: METHOD FOR THE DETERMINATION OF
HDL CHOLESTEROL BY MEANS OF A
RAPID DIAGNOSTIC AGENT WITH AN
INTEGRATED FRACTIONATING STEP

Examiner: R. J. Gitomer

LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a follow up to telephone discussions between Ralph Gitomer, the new Examiner of this application, and the undersigned.

Examiner Gitomer indicated that upon discussions with William Dixon, it was determined that this reissue application could be allowed if the undersigned, as representative of the patentees, submitted a reissue declaration which claimed priority of

25645737.1

1

Application No. 10/644.617

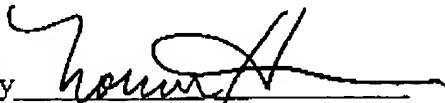
NY-BOER 778.4-REI (09908693)

the original German application, as well as all other applications in the priority claim. Such accompanies this Letter. Charges to reflect the fact that one person is signing the declaration have also been made.

Prompt allowance is requested.

Dated: April 17, 2006

Respectfully submitted,

By 

Norman D. Hanson

Registration No.: 30,946

FULBRIGHT & JAWORSKI L.L.P.

666 Fifth Avenue

New York, New York 10103

(212) 318-3000

(212) 318-3400 (Fax)

Attorney for Applicant

PTO/9B/97 (09-04)

Approved for use through 07/31/2006. OMB 0851-0031

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Application No. (if known): 10/644,617

Attorney Docket No.: NY-BOER 778.4-REI

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on April 17, 2006
Date

Fani Malikouzakis
Signature

Fani Malikouzakis

Typed or printed name of person signing Certificate

Registration Number, if applicable

(212) 318-3220

Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

First Preliminary Amendment (2 pages)